IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

MONDAY, THE 4TH DECEMBER 2006 / 13TH AGRAHAYANA 1928

WP(C).No. 32096 of 2006(U)

PETITIONER:

KANDARASSERY BALAKRISHNAN,
S/O.APPUKKUTTAN, MANNANTHALA P.O.,
CHAVAKKAD, THRISSUR.

BY ADV. SMT.S.MUMTAZ

RESPONDENTS:

---

1. THE GURUVAYOOR CO-OPERATIVE URBAN BANK LTD.NO.F.1652, HEAD OFFICE, GURUVAYOOR, REPRESENTED BY THE GENERAL MANAGER, GURUVAYOOR, THRISSUR.

2. THE GURUVAYOOR CO-OPERATIVE URBAN BANK LTD.NO.F.1652, EDAKKAZHIYOOR BRANCH, REPRESENTED BY THE SECRETARY, THRISSUR.

3. STATE OF KERALA, REP. BY THE SECRETARY, DEPT. OF CO-OPERATIVE SOCIETIES, SECRETARIAT, THIRUVANANTHAPURAM.

BY SENIOR GOVERNMENT PLEADER, SRI P.N.SANTHOSH

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 04/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

J.M.JAMES, J.

- -

W.P.(C) No. 32096 of 2006 (U)

- -

Dated this the 4th day of December, 2006

J U D G M E N T

The second respondent bank proceeded against the writ petitioner when he defaulted the repayment of the loan received from the bank. Demand notice has been issued directing the writ petitioner, preventing him from disposing of or dealing with the mortgaged property, as an amount of Rs.3,01,713/- is due to the bank.

2. After hearing the counsel for the writ petitioner and the Senior Government Pleader, I direct the writ petitioner to file a representation before the second respondent, within one week from today and the second respondent shall extend the facilities available under the one time settlement scheme, as per Circular No.27/2006, dated 29/06/2006. The representation of the writ petitioner shall be considered, within three weeks from the date of production of the copy of the judgment.

3. There shall be a stay of all further proceedings initiated against the writ petitioner, till the time the representation filed by the writ petitioner is disposed of.

(J.M.JAMES)
Judge

ms